

## Chapter 10

### **AMUSEMENTS AND ENTERTAINMENTS<sup>1</sup>**

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<sup>1</sup> **Cross references:** Businesses, ch. 22.

## **ARTICLE I. IN GENERAL**

### **Sec. 10-1. Penalty.**

Except as otherwise provided in this chapter, in addition to the suspension, revocation or nonrenewal of any license issued under the provisions of this chapter, any person who shall violate any provision of this chapter or who shall fail to obtain a license or permit as required under this chapter shall be subject to a penalty as provided in section 1-11.

(Code 1986, § 12.12)

### **Secs. 10-2--10-30. Reserved.**

## **ARTICLE II. PUBLIC ENTERTAINMENTS**

### **Sec. 10-31. Definitions<sup>2</sup>.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Public entertainment* means any sporting activity, show, theater, circus, carnival, concert or similar activity to which the public is admitted upon payment of an admission fee or other thing of value.

(Code 1986, § 12.08(1))

### **Sec. 10-32. License fees.**

License fees for bowling alleys, circuses and carnivals, jukeboxes, pool and billiard tables, public entertainments, skating and roller rinks, and theaters shall be as established by the council from time to time by resolution and as set forth in appendix A.

(Code 1986, § 12.08(2))

### **Sec. 10-33. Exemptions from license requirement.**

(a) Whenever any public entertainment is part of a larger public entertainment or is conducted on premises which are licensed under this article, no additional license shall be required.

(b) Entertainments of a scientific, historical or literary character or entertainments conducted under the management of citizens of the city for religious, charitable, cultural,

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<sup>2</sup> **Cross references:** Definitions generally, § 1-2.

scientific or eleemosynary purposes or authorized school or college functions shall not be required to obtain a license.

(Code 1986, § 12.08(3))

**Secs. 10-34--10-60. Reserved.**

## **ARTICLE III. TAVERN DANCEHALLS**

### **DIVISION 1. GENERALLY**

#### **Sec. 10-61. Dancing space.**

(a) No tavern dancehall license shall be issued, nor shall any public or private dancing be permitted, unless such premises shall have 100 square feet or more of unobstructed continuous floor area available for dancing space.

(b) The dancing space shall not include the area enclosed by an imaginary line six feet in front of any bar and the back bar wall, or the area within three feet of any part of an exit door or toilet room door, any exit passageway or any other space or room which is not used exclusively by the public. Such open dancing space shall be used for dancing only and for no other purpose at the time the space is used for dancing purposes.

(Code 1986, § 12.10(3))

#### **Sec. 10-62. Hours when dancing permitted.**

All public and private dancing and instrumental music conducted under the authority of a license issued pursuant to this article shall be permitted only for the hours stated in section 6-2(f).

(Code 1986, § 12.10(6))

**Secs. 10-63--10-80. Reserved.**

### **DIVISION 2. LICENSE**

#### **Sec. 10-81. Required.**

No person holding a class "B" retail intoxicating liquor or fermented malt beverage license shall offer, secure or permit in the place for which such license is granted any dancing, whether public or private, without having first procured a tavern dancehall license as provided in this article.

(Code 1986, § 12.10(1))

**Sec. 10-82. Rights granted by license.**

A tavern dancehall license, when issued by the city clerk-treasurer, shall entitle the holder thereof to permit dancing upon such licensed premises, provided nothing contained in this section shall authorize or permit entertainment, exhibitions or floorshows other than instrumental music and recorded phonograph music on such licensed premises, and any such entertainment, exhibitions or floorshows are prohibited.

(Code 1986, § 12.10(2))

**Sec. 10-83. Application.**

The application for a tavern dancehall license shall be filed with the city clerk-treasurer. Such application shall state the name and address of the applicant, the location at which such tavern dancehall is intended to be conducted, the name of the person owning the premises for which the permit is requested, and the type of license issued for such premises to sell intoxicating liquor or fermented malt beverages at retail. All such applications shall be accompanied by the applicable license fee.

(Code 1986, § 12.10(5))

**Sec. 10-84. Fee.**

The fee for a tavern dancehall license shall be as established by the council from time to time by resolution and as set forth in appendix A.

(Code 1986, § 12.10(4))